

1 MCGREGOR W. SCOTT
United States Attorney
2 BOBBIE J. MONTTOYA
Assistant U. S. Attorney
3 501 I Street, Suite 10-100
4 Sacramento, CA 95814-2322
Telephone: (916) 554-2700
5 Fax: (916) 554-2900
PETER THOMPSON
6 Special Assistant U.S. Attorney
333 Market Street, Suite 1500
7 San Francisco, CA 94105
Telephone: (916) 977-8943
8 Fax: (415) 744-0134
Attorneys for Defendant

9
10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE EASTERN DISTRICT OF CALIFORNIA

12 DENNIS BABINEAU,

13 Plaintiff,

14 v.

15 JO ANNE B. BARNHART,
16 Commissioner of
Social Security,

17 Defendant.
18

CASE NO. **2:05-CV-00552-GGH**

STIPULATION AND ORDER
SETTLING ATTORNEY'S FEES
PURSUANT TO THE EQUAL
ACCESS TO JUSTICE ACT
(EAJA)

19 It is stipulated by the parties through their undersigned
20 counsel, with the Court's approval, that counsel for Plaintiff be
21 awarded attorney's fees under the Equal Access to Justice Act (EAJA)
22 in the amount of FIVE THOUSAND ONE HUNDRED FIFTY AND 00/100 DOLLARS
23 (\$5,150.00), for compensation for legal services rendered on
24 Plaintiff's behalf, pursuant to 28 U.S.C. § 2412(d), thereby
25 constituting a compromise settlement for all fees under the EAJA in
26 this action, but not constituting any admission of Defendant's
27

liability under the EAJA in this action.

Payment of the amount specified above shall constitute a complete release from and bar to any and all claims of Plaintiff's counsel relating to EAJA fees in connection with this action, without prejudice to any future request for fees under the Social Security Act, 42 U.S.C. § 406(b).

DATE: December 19, 2006 /s/ Bess M. Brewer (as authorized on
December 19, 2006)
BESS M. BREWER
Attorney at Law
Attorney for Plaintiff

DATE: December 19, 2006 MCGREGOR W. SCOTT
United States Attorney
BOBBIE J. MONTOYA
Assistant U.S. Attorney

By: /s/ Bobbie J. Montoya for
PETER THOMPSON
Special Assistant U.S. Attorney
Attorneys for Defendant

OF COUNSEL:
LUCILLE GONZALES MEIS
CHIEF COUNSEL, REGION IX
UNITED STATES SOCIAL SECURITY ADMINISTRATION

ORDER

Counsel for Plaintiff is hereby awarded attorney's fees pursuant to the Equal Access to Justice Act in the amount of \$5,150.00, pursuant to the stipulation of the parties.

APPROVED AND SO ORDERED.

DATED: 1/3/07

/s/ Gregory G. Hollows

GREGORY G. HOLLOWS
UNITED STATES MAGISTRATE JUDGE

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